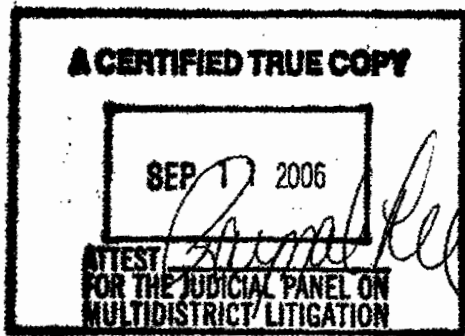


**FILED**

SEP 19 2006

 RICHARD W. WIEKING  
 CLERK, U.S. DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA

 FILED  
 U.S. DISTRICT COURT  
 EASTERN DISTRICT OF LOUISIANA  
 JUDICIAL PANEL ON  
 MULTIDISTRICT LITIGATION

2006 SEP 12 PM 2:39 AUG 24 2006

**DOCKET NO. 1657**
 LORETTA G. WHYTE  
 CLERK  
 FILED  
 CLERK'S OFFICE
**BEFORE THE JUDICIAL PANEL ON MULTIDISTRICT LITIGATION****IN RE VIOXX MARKETING, SALES PRACTICES AND PRODUCTS LIABILITY LITIGATION****06-5882***Elaine Kuhnke v. Pfizer Inc., et al.*, N.D. California, C.A. No. 3:06-4591**SECT. L MAG 3**
**CONDITIONAL TRANSFER ORDER (CTO-62)**  
**AND SIMULTANEOUS SEPARATION AND REMAND OF CERTAIN CLAIMS**

On February 16, 2005, the Panel transferred 138 civil actions to the United States District Court for the Eastern District of Louisiana for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. *See* 360 F.Supp.2d 1352 (J.P.M.L. 2005). Since that time, 4,265 additional actions have been transferred to the Eastern District of Louisiana. With the consent of that court, all such actions have been assigned to the Honorable Eldon E. Fallon.

It appears that the above-captioned action involves two sets of claims relating to 1) the prescription drugs Bextra and/or Celebrex, and 2) the prescription drug Vioxx. This action is already included in MDL-1699 previously centralized in the Northern District of California before the Honorable Charles R. Breyer. The Vioxx claims, however, appear to share questions of fact with actions in MDL-1657 previously centralized in the Eastern District of Louisiana.

Pursuant to Rule 7.4 of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), this action is transferred under 28 U.S.C. § 1407 to the Eastern District of Louisiana for the reasons stated in the order of February 16, 2005, and, with the consent of that court, assigned to the Honorable Eldon E. Fallon.

The claims in this action relating to Bextra and/or Celebrex are hereby separated and remanded, pursuant to 28 U.S.C. § 1407(a), to the Northern District of California for continued inclusion in the centralized pretrial proceedings in MDL-1699.

Inasmuch as no objection is  
 pending at this time, the  
 stay is lifted.

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 JUDICIAL PANEL ON  
 MULTIDISTRICT LITIGATION

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SEP 19 2006

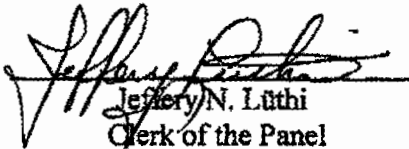
 Deputy Clerk, U.S. District Court  
 Eastern District of Louisiana  
 New Orleans, LA

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 Process \_\_\_\_\_  
 X Dkt'd \_\_\_\_\_  
 CtRmDep \_\_\_\_\_  
 Doc. No. 7052

-2-

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the Eastern District of Louisiana. The transmittal of this order to said Clerk shall be stayed 15 days from the entry thereof, and if any party files a notice of opposition with the Clerk of the Panel within 15 day period, the stay will be continued until further order of the Panel.

FOR THE PANEL:

  
Jeffrey N. Lüthi  
Clerk of the Panel

